



April 3, 2003

ENGROSSED SENATE BILL No. 519

DIGEST OF SB 519 (Updated April 1, 2003 11:08 AM - DI 105)

Citations Affected: IC 5-2.

Synopsis: Sex offender registry. Provides that a person who is found to be a sexually violent predator is required to register for life.

Effective: July 1, 2003.

Long

(HOUSE SPONSORS — HERRELL, FOLEY, THOMAS)

January 23, 2003, read first time and referred to Committee on Judiciary.
February 6, 2003, reported favorably — Do Pass.
February 10, 2003, read second time, ordered engrossed.
February 11, 2003, engrossed. Read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

March 13, 2003, read first time and referred to Committee on Courts and Criminal Code.
April 2, 2003, amended, reported — Do Pass.

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ES 519—LS 6823/DI 106+



April 3, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

ENGROSSED SENATE BILL No. 519

A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-2-12-13, AS AMENDED BY P.L.116-2002,
2 SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2003]: Sec. 13. (a) Except as provided in subsections (b) and
4 (c), an offender's duty to register **under this chapter** expires ten (10)
5 years after the date the offender:
6 (1) is released from a penal facility (as defined in IC 35-41-1-21)
7 or a secure juvenile detention facility of a state or another
8 jurisdiction;
9 (2) is placed in a community transition program;
10 (3) is placed in a community corrections program;
11 (4) is placed on parole; or
12 (5) is placed on probation;
13 whichever occurs last.
14 (b) An offender who is found to be a sexually violent predator by a
15 court under IC 35-38-1-7.5(b) is required to register for ~~an indefinite~~
16 ~~period unless a court, assisted by a board of experts, finds that the~~
17 ~~offender is no longer a sexually violent predator under~~

ES 519—LS 6823/DI 106+



- 1 ~~IC 35-38-1-7.5(c)~~. **life.**
- 2 (c) An offender who is convicted of at least one (1) sex and violent
- 3 offense that the offender committed:
- 4 (1) when the person was at least eighteen (18) years of age; and
- 5 (2) against a victim who was less than twelve (12) years of age at
- 6 the time of the crime
- 7 is required to register for life.
- 8 (d) An offender who is convicted of at least one (1) sex and violent
- 9 offense in which the offender:
- 10 (1) proximately caused serious bodily injury or death to the
- 11 victim;
- 12 (2) used force or the threat of force against the victim or a
- 13 member of the victim's family; or
- 14 (3) rendered the victim unconscious or otherwise incapable of
- 15 giving voluntary consent;
- 16 is required to register for life.
- 17 (e) An offender who is convicted of at least two (2) unrelated sex
- 18 and violent offenses is required to register for life.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Judiciary, to which was referred Senate Bill No. 519, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 519 as introduced.)

BRAY, Chairperson

Committee Vote: Yeas 10, Nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred Senate Bill 519, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 2, delete "as an adult".

Page 2, line 3, after "committed" insert ":".

Page 2, reset in roman line 4.

Page 2, line 5, reset in roman "(2)".

and when so amended that said bill do pass.

(Reference is to SB 519 as printed February 7, 2003.)

WEINZAPFEL, Chair

Committee Vote: yeas 12, nays 0.

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